



71 MAR 30 P2:13

STATE PROCUREMENT OFFICE
NOTICE OF AND REQUEST FOR EXEMPTION
FROM CHAPTER 103D, HRS

STATE OF HAWAII
PROCUREMENT OFFICE

1. TO: Chief Procurement Officer
2. FROM: DAGS / Division of Public Works / Project Management Branch

Department/Division/Agency

Pursuant to §103D-102(b)(4), HRS, and Chapter 3-120, HAR, the Department requests a procurement exemption to purchase the following:

3. Description of goods, services or construction:

To reduce energy consumption, DAGS Public Works will be procuring the construction of the Variable Frequency Drives (VFD) for the Hawaii Convention Center (HCC) Loading Dock supply and exhaust fans. The new VFD will be controlled by the existing Direct Digital Control (DDC) System manufactured by Automated Logic. Island Controls is the only local contractor authorized by Automated Logic to service and maintain the equipment.

The estimated cost of this project [Hawaii Convention Center, Install Loading Dock VFDS & Chilled Water Valves; DAGS Job No. 42-26-7445] is \$99,200. The estimated cost of the interface connection to the existing DDC is \$29,000.

Upon approval of this exemption request, the project specifications will require the provision of components approved by Automated Logic and that the work be performed by Island Controls.

4. Name of Vendor: Island Controls

Address: 4355 Lawehana Street, Suite 1A
Honolulu, Hawaii 96818

5. Price:

\$29,000 (estimate)

6. Term of Contract:

From: ~~Dec-2011~~ 12/1/2011 To: ~~Dec-2012~~ 11/30/2012

7. Prior Exemption Ref. No.

10-060-D & 10-093-K

8. Explanation describing how procurement by competitive means is either not practicable or not advantageous to the State:

1. The existing Automated Logic DDC system cannot be modified by another DDC contractor without an expensive translator. This will result in the DDC contractor providing a second and separate DDC system. This will in turn require HCC staff to expend more time to learn and operate the two systems and would also require maintenance by two separate contractors.
2. Island Controls is the only local contractor authorized by Automated Logic to service and maintain the equipment. Although the HCC does not have a maintenance contract with Island Controls, HCC hires Island Controls on a time and material basis to service and repair software problems. As such, Island Controls is familiar with the HCC and has the special knowledge and expertise needed to service the DDC system.

9. Details of the process or procedures to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:

(Not Applicable)

REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS (Cont.)

10. A description of the agency's internal controls and approval requirements for the exempted procurement:
Approval of the Public Works Administrator is required for award of the Contract, upon recommendation of the Project Coordinator.

12. A list of agency personnel, by position, who will be involved in the approval process and administration of the contract:

Name	Position	Involvement in Process	
Ernest Lau	Public Works Administrator	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Eric Nishimoto	Branch Chief	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
Gina Ichiyama	Section Head	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
Lloyd Maki	Project Coordinator	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
		<input type="checkbox"/> Approval	<input type="checkbox"/> Administration
		<input type="checkbox"/> Approval	<input type="checkbox"/> Administration

13. Direct inquiries to:

Department: DAGS, PWD, Project Mgmt. Br.
Contact Name: Lloyd Maki
Phone Number: (808) 586-0479
Fax Number: (808) 586-0530

Agency shall ensure adherence to applicable administrative and statutory requirements

14. *I certify that the information provided above is, to the best of my knowledge, true and correct.*

Department Head

Date

Reserved for SPO Use Only

15. Date Notice Posted 3/31/2011

The Chief Procurement Officer is in the process of reviewing this request for exemption from Chapter 103D, HRS. Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven calendar days or as otherwise allowed from the above posted date to:

Chief Procurement Officer
State Procurement Office
P.O. Box 119
Honolulu, Hawaii 96810-0119

REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS (Cont.)

Chief Procurement Officer's comments:

Although no written delegated procurement authority is required for a *Request for Exemption from Chapter 103D, HRS*, the department is reminded that individual(s) participating in procurement activities must be in compliance with Procurement Delegation No. 2010-01 and Amendment 1, and Procurement Circular No. 2010-05, as appropriate. This approval is for the period December 1, 2011 to November 30, 2012, for the interface connection to the DDC, is for the solicitation process only, and HRS section 103D-310(c) and HAR section 3-122-112, shall apply. This award is required to be posted on the Awards Reporting System.

16.



APPROVED



DISAPPROVED



NO ACTION REQUIRED

Charles. J. L. 5/2/2011
Chief Procurement Officer Date

AUTOMATEDLOGIC®

C O R P O R A T I O N

March 2011

Island Controls, our Systems and Services Provider in Honolulu, Hawaii, is the authorized ALC Dealer for their assigned ALC Territory in the Hawaiian Islands. They have the exclusive right to sell our products within their assigned territory, and they are the sole source for all ALC products, after sales service and warranty on ALC products installed in their territory.

If you have any questions at all, we welcome your call.

Sincerely,



Mark E. Clark
Region Manager

MEC/mc